THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No: 161 of 2006

DATED: 04.01.2005

Between:

Smt. Muneerunisa Begum

… PETITIONER

AND

The Sub-Divisional Engineer, Operation,

Distribution-III, City-IX, APCPDCL,

Sitarambag, Hyderabad & others.

… RESPONDENTS

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 161 of 2006

ORDER:-

This writ petition is filed to declare the action of the respondent authorities in disconnecting power supply to the first floor of the premises bearing Municipal No.13-2-220, Kagazinagar, Mustaidpura, Karwan Road, Hyderabad, as illegal, arbitrary and consequently direct the respondents to supply electric power to the said premises.

Heard the learned counsel appearing for the petitioner and the learned Standing Counsel appearing for the respondents.

It is stated that there are disputes with regard to the property left by one Mohd. Mohiuddin among the legal heirs and the petitioner is in occupation of the first floor of the house bearing No.13-2-220, Kagaziguda, Hyderabad. Previously the electricity connection was also there for the first floor from out of the common meter, but the said connection for the first floor has been disconnected and therefore, the petitioner filed an application, dated 07.10.2005, for new electricity connection for domestic purpose. It is stated that the respondents cannot refuse to grant a fresh connection and the petitioner is entitled to have a fresh electricity connection in accordance with Section 43 of the Electricity Act 2003.

Without going into the merits of the case, I am of the opinion that when an application is filed before the 2nd respondent, it is just and proper to direct the 2nd respondent to consider the said application in accordance with law.

Having regard to the facts and circumstances of the case, the 2nd respondent is directed to consider the application dated 07.10.2005 filed by the petitioner for new electricity connection for domestic purpose to the first floor of the House bearing No.13-2-220, Kagaziguda, Mustaidpura, Karwan Road, Hyderabad, in accordance with law subject to fulfillment of all the requirements, conditions and formalities, within two weeks from the date of receipt of a copy of this order.

Accordingly, the writ petition is disposed of. No costs.

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04.01.2006

Note:- Issue CC in two days.

B/o.

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